

ORDINANCE NO. 496

AN ORDINANCE AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF FARMERS BRANCH, AS HERETOFORE AMENDED, SO AS TO CHANGE THE FOLLOWING DESCRIBED PROPERTY FROM AN "R-5" SINGLE FAMILY DWELLING DISTRICT TO AN "R-5" SINGLE FAMILY DWELLING DISTRICT UNDER A SPECIAL PERMIT FOR A DAY NURSERY, SAID TRACT BEING DESCRIBED AS FOLLOWS: LOT 5, BLOCK C, FARMERSDELL ADDITION TO THE CITY OF FARMERS BRANCH, TEXAS; THAT SUCH PROPERTY IS TO BE USED UNDER A SPECIAL PERMIT FOR A DAY NURSERY, SUBJECT, HOWEVER, TO THE SPECIAL CONDITIONS HEREINAFTER MORE FULLY EXPRESSED; PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; AND DECLARING AN EMERGENCY.

WHEREAS, the City Plan Commission of the City of Farmers Branch and the Governing Body of the City of Farmers Branch, in compliance with the Charter of the City of Farmers Branch and the State Law with reference to the granting of special permits under the Zoning Ordinance Regulations and Zoning Map, have given the requisite notices by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all the property owners generally, and to the persons interested and situated in the affected area, and in the vicinity thereof, the Governing Body of the City of Farmers Branch is of the opinion that said special permit should be granted, subject to the conditions set out herein:

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS:

SECTION 1. That the Comprehensive Zoning Ordinance of the City of Farmers Branch, Texas, be, and the same is hereby, amended by amending the zoning map of the City of Farmers Branch so as to change the following described property from an "R-5" Single Family Dwelling classification to an "R-5" Single Family Dwelling classification under a special permit for a day nursery,

as provided for under the provisions of Article XIV of the Comprehensive Zoning Ordinance, as heretofore amended, subject to the special conditions contained herein, that the property to be covered by a special permit for a day nursery is described as follows, to-wit:

Lot 5, Block C, Farmersdell Addition to the City of Farmers Branch, Texas.

SECTION 2. That the special permit for day nursery uses with reference to the hereinabove described property is approved and granted upon the following express conditions and in accordance with Article XIV of the Comprehensive Zoning Ordinance, to-wit:

(a) That this special permit for a day nursery shall expire and be of no further force and effect after three years from the date of passage of this ordinance, and in the event that an extension of time be desired by the property owner, a new application or request shall be made under the provisions of the Comprehensive Zoning Ordinance of the City.

(b) That no more than ten (10) children shall attend or be kept in the day nursery.

(c) That no sign of whatever type, nature or kind shall be placed upon the property subject to this special permit.

SECTION 3. That all ordinances of the City of Farmers Branch in conflict with the provisions of this ordinance be, and the same are hereby repealed, and all other provisions of the ordinances of the City of Farmers Branch not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 4. That the above described tract of land shall be used only in the manner and for the purposes provided by the Comprehensive Zoning Ordinance of the City of Farmers Branch as heretofore amended, and as amended herein by the granting of this special permit for day nursery uses.

SECTION 5. That any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the City of Farmers Branch, and upon conviction shall be punished by a fine not to exceed Two Hundred Dollars (\$200.00) for each offense.

SECTION 6. Whereas, it appears that the above described property requires that it be given the above zoning classification in order to permit its proper development, and in order to protect the public interest, comfort and general welfare of the City of Farmers Branch, and creates an urgency and an emergency for the preservation of the public health, safety and welfare, and requires that this ordinance shall take effect immediately from and after its passage and the publication of the caption of said ordinance as the law in such cases provides.

DULY PASSED on the 3 day of August, 1964.

APPROVED:

[Signature]
MAYOR

ATTEST:

[Signature]
CITY SECRETARY

APPROVED AS TO FORM:

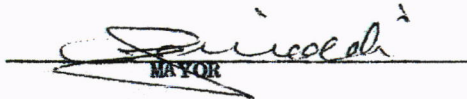
[Signature]
ATTORNEY

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DULY PASSED BY THE CITY COUNCIL OF THE CITY OF FARMERS BRANCH, TEXAS, ON THE 3 DAY OF August, 1964.


MAYOR

ATTEST:


CITY SECRETARY